

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK  
 LIBERTY PRE-SETTLEMENT FUNDING, LLC  
 633 S. Federal Highway, 1<sup>st</sup> Floor  
 Fort Lauderdale, FL 33301,

USDC SDNY  
 DOCUMENT  
 ELECTRONICALLY FILED  
 DOC #: \_\_\_\_\_  
 DATE FILED: 12/30/2024

Plaintiff,

-against-

KISHON MCFARLANE  
 510 Riverdale Avenue, Apt. 2F  
 Brooklyn, NY 11207,

**ORDER**

Defendant.

ANALISA TORRES, District Judge:

On December 3, 2024, Plaintiff filed this action in the U.S. District Court for the Southern District of New York. ECF No. 1. In its complaint, Plaintiff asserts that venue is proper “because Defendant resides in New York, and/or a substantial part of the events or omissions giving rise to the claims occurred in New York.” *Id.* ¶ 14. However, Plaintiff alleges that Defendant resides in Brooklyn, *id.* ¶ 12, which is located in the Eastern District of New York, and does not allege any facts suggesting that the events giving rise to its claims occurred in the Southern District.

For venue to lie in a civil action, a plaintiff must generally bring suit in (1) “a judicial district in which any defendant resides, if all defendants are residents of the State in which the district is located,” or (2) “a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated.” 28 U.S.C. § 1331(b)(1)–(2). Therefore, by order dated December 5, 2024, the Court directed Plaintiff to show cause by December 23, 2024, why this action should not be transferred. ECF No. 5. Plaintiff’s submission is now overdue.

Accordingly, the Clerk of Court is respectfully directed to transfer this matter to the U.S. District Court for the Eastern District of New York and close the case.

SO ORDERED.

Dated: December 30, 2024  
 New York, New York



ANALISA TORRES  
 United States District Judge